

Introduced by Senator Margett

February 21, 2007

An act to add Sections 12290 and 12309.7 to the Elections Code, relating to elections.

LEGISLATIVE COUNSEL'S DIGEST

SB 448, as introduced, Margett. Election procedures.

Existing law contains restrictions on where polling places may be located, and prohibits a place where the primary purpose is the sale and dispensation of alcoholic beverages from being used as a polling place.

This bill would prohibit a place that is the residence of a registered sex offender, as described, from being used as a polling place. The bill would also prohibit a registered sex offender from working in any capacity at the polls. By imposing new duties on local elections officials, the bill would create a state-mandated local program.

The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.

This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: yes.

The people of the State of California do enact as follows:

1 SECTION 1. Section 12290 is added to the Elections Code, to
2 read:

1 12290. A place that is the residence of a registered sex offender,
2 pursuant to Section 290 of the Penal Code, shall not be used as a
3 polling place.

4 SEC. 2. Section 12309.7 is added to the Elections Code, to
5 read:

6 12309.7. A person who is a registered sex offender, pursuant
7 to Section 290 of the Penal Code, shall not work in any capacity
8 at the polls.

9 SEC. 3. If the Commission on State Mandates determines that
10 this act contains costs mandated by the state, reimbursement to
11 local agencies and school districts for those costs shall be made
12 pursuant to Part 7 (commencing with Section 17500) of Division
13 4 of Title 2 of the Government Code.